



NEWS RELEASE

Contact: [Cathal Conneely](mailto:Cathal.Conneely@courts.ca.gov), 415-865-7740

FOR IMMEDIATE RELEASE

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Summary of Cases Accepted and Related Actions for Week of July 8, 2013

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The statement of the issue or issues in each case set out below does not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#13-58 *People v. Eroshevich*, S210545. (B231411; 214 Cal.App.4th 1335; Los Angeles County Superior Court; BA353907.) Petition for review after the Court of Appeal reversed orders dismissing counts and granting a new trial in a criminal case. This case presents the following issues: (1) If a trial court issues a ruling equivalent to an acquittal after a jury has entered a guilty verdict and the Court of Appeal reverses the trial court's ruling on appeal, does the trial court's erroneous acquittal nevertheless bar retrial under principles of double jeopardy if, on remand, the defendant renews an earlier motion for a new trial? (2) In such circumstances, is the Court of Appeal permitted to direct a trial court to dismiss charges and acquit a defendant if the trial court decides to grant the defendant's motion for a new trial under Penal Code section 1181?

DISPOSITIONS

The following cases were transferred for reconsideration in light of *Maryland v. King* (June 3, 2013, No. 12-207) __ U.S. __ [2013 WL 2371466]:

#11-124 *People v. Buza*, S196200.

#13-29 *People v. Lowe*, S207634.

Review in the following case was dismissed as moot:

#13-02 *In re Maricela H.*, S206953.

STATUS

#12-15 *In re Cipro Cases I & II*, S198616. The court ordered proceedings stayed pending class action settlement approval proceedings in San Diego County Superior Court and subject to further order by the court.